

PATENT

Atty. Docket No.: ROC920030025US1 (IBM/243)

Confirmation No. 8050

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence for Application No. 10/697,491 is being electronically transmitted to Technology Center 2193, via EFS-WEB, on January 8, 2007.

/Scott A. Stinebruner/
Scott A. Stinebruner, Reg. No. 38,323

January 8, 2007
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Applicant: | Ross E. Johnson | Art Unit: | 2193 |
| Application No.: | 10/697,491 | Examiner: | Todd D. Ingberg |
| Filed: | October 30, 2003 | | |
| For: | ORDERING OF HIGH USE PROGRAM CODE SEGMENTS USING SIMULATED ANNEALING | | |

AMENDMENT AFTER NON-FINAL REJECTION

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated October 6, 2006, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 7 of this paper.